

170771  
2006-79-T

State Of South Carolina

Re: Compliance Review Requested

Name of Motor Carrier

AMERICAN FAMILY MOVING + STORAGE

Action Taken:

                     Referred for a Compliance Review

Date: 4/5/06

Investigator: LCPL. TERRY HARVEY

Compliance Review Findings:

✓ Satisfactory

           Unsatisfactory

Terry W Harvey  
Compliance Review Officers

# MCCU REVIEW SUMMARY SHEET



NAME of CARRIER/SHIPPER: Mark J. Toppi dba American Family Moving & Storage

TYPE of REVIEW: ☒ COMPLIANCE REVIEW ☐ SHIPPER REVIEW ☐ CARGO TANK REVIEW ☐ SAFETY AUDIT ☐ SCR

☐ ☐

DOT/ICC # N/A

OPERATING AUTHORITY: ☐ INTERSTATE ☒ INTRASTATE

REVIEW DATES: DATE STARTED 4/3/2006

DATE FINISHED 4/5/2006 TOTAL HOURS 32

ENFORCEMENT RECOMMENDATIONS: If yes list which violations

INVESTIGATING OFFICER: ☐ YES ☒ NO Explain why or why not in "Remarks" area

SUPERVISOR ☐ YES ☐ NO Explain why or why not in "Remarks" area

ENFORCEMENT PREAPPROVAL via FMCSA: If yes list which violations in remarks

☐ YES ☐ NO

ENFORCEMENT DATES: DATE STARTED \_\_\_\_\_

DATE FINISHED \_\_\_\_\_ TOTAL HOURS \_\_\_\_\_

CHECK if APPLICABLE: ☐ PSC AUTHORITY ☐ PROFILE RAN ☐ COMPLAINT ☐ HM SHIPPER ☐ HM CARRIER ☐ IFTA ☐ IRP  
☐ DPS AUTHORITY

SAFESTAT LIST: ☐ A ☐ B ☐ C ☐ D ☐ E ☐ HM ☐ BUS ☐ OTHER ☐ STP SHIPPER LIST

REVIEW RATING: Not Rated OOS RULE: If applicable ☐ 45 DAYS ☐ 60 DAYS

REVIEW COPIES: Check when completed

FMCSA: ☐ UPLOADED TO MCMIS ☐ SCANNED TO FMCSA

MCC OFFICE: ☐ EMAILED NOTICE TO MCC ☒ PART A TO MCC

SAFETY NET: ☒ COPY TO TRISH

CASE COPIES: Check when completed

FMCSA: ☐ 1 EXPORT TO DISKETTE ☐ 1 PAPER COPY

SAFETY NET: ☐ 1 EXPORT TO DISKETTE ☐ ORIGINAL & 1 PAPER COPY

INVESTIGATOR NAME: Terry W. Harvey STP CODE: SC0036

Remarks: E mailed to Janice and Jeanne on 4/05/2006.

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# South Carolina State Transport Police



US DOT #  
00000000

Legal: MARK JOSEPH TOPPI  
Operating (DBA): AMERICAN MOVING & STORAGE

FAMILY

MC/IMX #:

Federal Tax ID: 495-78-9627 (SSN)

Review Type: Compliance Review (CR)

Scope: Principal Office

Location of Review/Audit: Company facility in the U. S.

Territory:

Carrier: N/A Non-HM  
Shipper: N/A N/A  
Cargo Tank: N/A

Business: Individual  
Gross Revenue: \$1,200.00 for year ending: 4/3/2006

8577 Kennestone Lane  
North Charleston, SC 29420

Contact Name: Mark J Toppi  
Phone numbers: (1) 843-805-5008 (2) 877-805-5008 Fax 843-552-6594  
E-Mail Address: thetoppis@hotmail.com

8577 Kennestone Lane  
North Charleston, SC 29420

Other: Not Author

Household Goods

Does carrier transport placardable quantities of HM? No  
Is an HM Permit required? N/A

	Inter	Intra	
< 100 Miles:		1	Average trip leased drivers/month: 0
>= 100 Miles:			Total Drivers: 1
			CDL Drivers: 0

Owned Term Leased Trip Leased

Owned Term Leased Trip Leased

Truck

0

0

1

Power units used in the U.S.: 1

Percentage of time used in the U.S.: 100



AMERICAN MOVING & STORAGE (MARK JOSEPH TOPPI dba)  
U.S. DOT #: 00000000

Review Date:  
04/04/2006

**Part A**

QUESTIONS regarding this report or the Federal Motor Carrier Safety or  
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police, Motor Carrier Compliance Unit  
at 10311 Wilson Blvd., PO Box 1993, Blythewood, SC 29016  
(803-896-5500)

**This report will be used to assess your safety compliance.**

**Person(s) Interviewed**

**Name:** Mark J Toppi

**Title:** Owner

**Name:**

**Title:**

**Reported By:** *Terry W. Harvey*

**Title:** *S/I*

**Code:** SC0036 **Date:** 4/4/2006

**Received By:** *[Signature]*

**Title:** *OWNER*



AMERICAN MOVING & STORAGE (MARK JOSEPH TOPPI dba)  
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### Part B Violations

1 STATE	Primary: 391.21(a) CFR Equivalent: 391.21(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation Checked 1 1	
<b>Description</b> Using a driver who has not completed and furnished an employment application. <b>Example</b> Driver - Joshua Tanner - Trip Date - 03/31/2006. Application Incomplete.					
2 STATE	Primary: 391.23(a) CFR Equivalent: 391.23(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation Checked 1 1	
<b>Description</b> Failing to investigate driver's background. <b>Example</b> Driver - Joshua Tanner - Trip Date - 03/31/2006.					
3 STATE	Primary: 396.11(a) CFR Equivalent: 396.11(a)	Discovered 2	Checked 2	Drivers/Vehicles In Violation Checked 1 1	
<b>Description</b> Failing to require driver to prepare driver vehicle inspection report. <b>Example</b> Driver - Joshua Tanner - Trip Date - 03/31/2006 - Vehicle - Sc License Number - P229444.					
<b>Safety Fitness Rating Information:</b> Total Miles Operated 500 Recordable Accidents 0		OOS Vehicle (CR): 0 Number of Vehicle Inspected (CR): 0 OOS Vehicle (MCMIS): 0 Number of Vehicles Inspected (MCMIS): 0			

Your proposed safety rating is :

**This Review is not Rated.**





AMERICAN MOVING & STORAGE (MARK JOSEPH TOPPI dba)  
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04/04/2006

### Part B Requirements and/or Recommendations

1. Copies of the regulations, forms, interpretations, and manuals are available from a variety of sources. Check the FMCSA website for a current list of suppliers. [www.fmcsa.dot.gov/factsfigs/eta/forms.html](http://www.fmcsa.dot.gov/factsfigs/eta/forms.html).
2. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
3. If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, (... INSERT ADDRESS OF DIVISION OFFICE HERE...)
4. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
5. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
6. Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.
7. If you want some drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
8. Ensure that all drivers' records of duty status (logs) are accurate. Check them against "supporting documents" to verify accuracy. Prohibit falsification of logs by any driver. Review the rules on supporting documents. Take appropriate action against drivers who falsify logs.
9. Require all drivers to prepare a written inspection report for each day a vehicle is operated. Ensure that each report is signed by the driver, certified, and reviewed if defects are reported, then kept in the vehicle for a day.
10. Keep all driver vehicle inspection reports, signed, certified, and reviewed as required on file for at least 90 days.
11. Periodically review the maintenance and inspection records for all lease vehicles as required by Part 396 of the FMCSR. Keep a record to document these reviews and notify the vehicle owner of any violations detected.
12. Review with your drivers periodically the procedures for doing pre-trip and post-trip inspections. Ensure that safety defects reported by drivers on their Vehicle Inspection Reports (VIR) are repaired before the vehicle is re-dispatched. Require drivers to prepare Vehicle Inspection Reports on a daily basis. Keep them on file for 90 days.
13. Within 15 days, send a letter to the FMCSA describing what actions you have taken in response to this review to ensure that you are complying with the Federal Motor Carrier Safety Regulations.
14. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
15. A complete Educational and Technical Assistance package entitled "A MOTOR CARRIER'S GUIDE TO IMPROVING HIGHWAY SAFETY" is available free on the FMCSA website to assist you in complying with the safety regulations. It contains many forms and documents useful for improving the safety of your operations.





AMERICAN MOVING & STORAGE (MARK JOSEPH TOPPI dba)  
U.S. DOT #: 00000000

Review Date:  
04/04/2006

### Part B Requirements and/or Recommendations

Check: [www.fmcsa.dot.gov/factsfigs/eta/index.html](http://www.fmcsa.dot.gov/factsfigs/eta/index.html).

16. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001  
For questions about licensing, authority or MC numbers: 202-366-9805  
For questions about insurance: 202-385-2423  
For household goods complaints: 888-DOT-SAFT (888-368-7238)



# South Carolina State Transport Police



US DOT #  
00000000

Legal: MARK JOSEPH TOPPI *Family*  
Operating (DBA): AMERICAN MOVING & STORAGE

MC/MX #:

Federal Tax ID: 495-78-9627 (SSN)

Review Type: Compliance Review (CR) - Receipt

Scope: Principal Office

Location of Review/Audit: Company facility in the U. S.

Territory:

Carrier: N/A Non-HM  
Shipper: N/A N/A  
Cargo Tank: N/A

Business: Individual  
Gross Revenue: \$1,200.00 for year ending: 4/3/2006

## Company Physical Address

8577 Kennestone Lane  
North Charleston, SC 29420

Contact Name: Mark J Toppi  
Phone numbers: (1) 843-805-5008 (2) 877-805-5008 Fax 843-552-6594  
E-Mail Address: thetoppis@hotmail.com

## Company Mailing Address

8577 Kennestone Lane  
North Charleston, SC 29420

## Report Summary

Report	# of Pages
Part A - General	2
Part B - Violations	1
Part B - Recommendations	2
Review/Audit Receipt Page	1
<b>Total Pages</b>	<b>6</b>

**Disclaimer:** By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police, Motor Carrier Compliance Unit  
at 10311 Wilson Blvd., PO Box 1993, Blythewood, SC 29016  
(803-896-5500)

**This report will be used to assess your safety compliance.**

## Person(s) Interviewed

Name: Mark J Toppi

Title: Owner

Name:

Title:

Reported By:

Title:

Code: SC0036 Date: 4/4/2006

Received By:

Title:







AMERICAN FAMILY MOVING & STORAGE (MARK JOSEPH TOPP dba)  
U.S. DOT #: 00000000

Review Date:  
04/04/2006

### Part C

Reason for Review: Company Request

Planned Action: Compliance Monitoring

Safestat Category:

#### Parts Reviewed Certification:

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
			✓	✓	✓	✓		✓	✓									

Prior Reviews

Prior Prosecutions

#### Unsat/Unfit Information

Does passenger vehicle transport more than 15 passengers, including driver?

Does carrier transport placardable quantities of hazardous materials?

Unsat/Unfit rule: Not Applicable

Corporate Contact: Mark J Toppi

Corporate Contact Title: Owner

Special Study Information:

#### Remarks:

This investigation was initiated because the carrier had applied to the South Carolina Public Service Commission for a Class E (HHG) Certificate. This certificate requires that the carrier be in compliance with the FMCSR as adopted by South Carolina. The carrier requested an intrastate compliance review. American Family Moving & Storage is owned and operated by Mark Toppi. Carrier does not own any trucks, but trip leases vehicles from Ryder with gvwr. under 26,000 lbs. Carrier has 1 non cdl driver.

In Part 391, application was incomplete and previous employer check was not done.

In Part 396, post trip inspections reports were not being done.

An ETA Package was left with Mr. Toppi and he was given appropriate websites to obtain information. Mr. Toppi did not have a copy of the FMCSR.

Mr. Toppi was very cooperative and stated he would correct the violations immediately. He was requested to write a letter within 15 days stating what actions he had taken to correct violations cited.

Principal Reviewer Signature <i>Terry W. Harvey</i>	SC0036	Upload Authorized: Yes No	Date:
Assistant Reviewers Signature(s)		Authorized by:	Failure Code:
		Uploaded: Yes No	Date:
		Verified by:	

